

RECEIVED

OCT 31 2001

TECH CENTER 1600/2900  
BOX 860  
SEP 7 2001  
#13/C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Pierre Coutos-Thevenot et al.

Serial No.: 09/622,257

Art Unit: 1638

Filed: January 2, 2000

Examiner: Ibrahim, M.

For: NUCLEIC ACID COMPRISING  
THE SEQUENCE OF A  
STRESS-INDUCIBLE  
PROMITER AND A SEQUENCE  
OF A GENE ENCODING  
STILBENE SYNTHASE

Atty Docket: 0061/00090



SEQUENCE LISTING 37CFR §§ 1.821-1.825

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

In response to the CRF Problem Report, mailed September 28, 2001, please amend the above-identified application as follows:

IN THE SPECIFICATION:

Please amend the specification as follows:

Immediately following page 34 and immediately before the claims, page 35, insert the section marked "SEQUENCE LISTING" submitted on separate pages attached hereto. This submission is in substitute of the submission filed August 15, 2001, but not entered.

RESPONSE

In compliance with 37 CFR §§ 1.821-1.825, Applicants submit the attached paper copy of the sequence listing and diskette comprising a computer readable form of the sequence listing.

The contents of the paper copy of the sequence listing and computer readable form of the sequence listing submitted herewith are the same and do not include new matter.

The diskette (Windows 98) and paper copy were generated using PatentIn 3.1 software, obtained from the USPTO. Checker 3.0 was used to validate the sequence listing in file SEQ2.ST25.txt contained on the enclosed diskette. Checker reports no errors present. The contents of the diskette have been further verified by using the instant diskette to generate the present hardcopy. The content of the paper and computer readable copies are the same, and include no new matter.

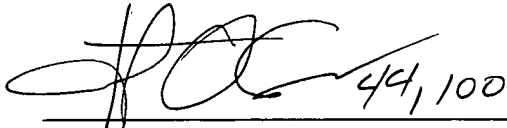
Applicant notes the instant submission was necessitated by defects in the software supplied by the U.S.P.T.O. The August 25, 2001 submission was generated by PatenIn 3.0 and was verified by Checker 3.0. All software was downloaded from the USPTO website.

In view of the foregoing, favorable reconsideration of the case is believed to be in order and allowance is respectfully solicited.

In the event the Examiner believes an interview might serve to advance the prosecution of this application in any way, the undersigned attorney is available at the telephone number noted below.

The Director is hereby authorized to charge any fees, or credit any overpayment, associated with this communication, including any extension fees, to Deposit Account No. 22-0185.

Respectfully submitted,

  
\_\_\_\_\_  
For Morris Liss, Reg. No. 24,510  
Connolly Bove Lodge & Hutz LLP  
1990 M Street, N.W.  
Washington, D.C. 20036-3425  
Telephone: 202-331-7111.

Date: 10/29/01